REGD. GOA - 5

Panaji, 24th July, 1975 (Sravana 2, 1897)

SERIES I No. 17

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Law and Judiciary Department

Notification

LD/1912/75

The following notifications received from the Government of India, Ministry of Labour New Delhi, are hereby published for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 13th June, 1975.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR

(SHRAM MANTRALAYA)

New Delhi, the 9th May, 1975

Notification

S. O. — The following draft of a notification which the Central Government proposes to make, in exercise of the powers conferred by sub-section (2) of section 26 of the Minimum Wages Act, 1948 (11 of 1948), is hereby published for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after *two months from the date of publication of this notification in the Gazette of India.*

Any objections or suggestions which may be received from any person in respect of the said draft before the *expiry of the said period of two months* will be considered by the Central Government.

DRAFT NOTIFICATION

In exercise of the powers conferred by sub-section 2 of the section 26 of the Minimum Wages Act, 1948 (11 of 1948), the Central Government hereby directs that, for a period of two years from the date of publication of this notification in the Official Gazette. The provisons of sub-section (1) of section 18 of the said Act, in so far as it requires a Register of Overtime and Muster Roll to be maintained in the prescribed forms, namely Forms IV and V of the Minimum Wages (Central) Rules, 1950, shall not apply in relation to the employees of Bombay Port Trust, for whom minimum rates of wages have been fixed under the said Act, subject to the condition that particulars of such employees shall be maintained in Form *G-14 BI* which is set out in the Schedule to this notification and which shall be deemed to be the Register of Overtime and Muster Roll aforesaid for the purpose of the Minimum Wages Act, 1948 (11 of 1948) and the Minimum Wages (Central) Rules, 1950 and subject also to the condition that the number of hours of overtime put in by a worker on different dates as well as the total of overtime work put in by the worker in a month shall be indicated in the proposed form under columns 11 and 12 respectively, in the line immediately following the line on which the name of the worker is entered.

SCHEDULE

G. 14B/1 Part

Muster Roll for the month of ...

Date of Appointment	Leave			Sr. No.	Designation	Name	Father's Husband's Name	Minimum Wage Rs.	Sex
	Earned	Casual	Sick						
1	2	3	4	5	6	7	8	9	10

2 3 4 5 6 7 8 9 10 11 12 13 14 15	16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31	No. of days	Minimum Wage Rs.
	11	12	13

Rate per month	Overtime rate	Normal hours for week	No. of days for which overtime admissible under			Pay Rs. p.	Acting allowance Rs. p.	Compensatory (City) Allowance Rs. p.	Dearness Allowance Rs. p.	Other allowances Rs. p.
			MWA	P.T.	Rules					
14	15	16	17		18	19	20	21	22	23

House Rent Allowance Rs. p.	Overtime Rs. p.	Night Weightage Rs. p.	Gross Wages Payable Rs. p.	Deductions				Income Tax Rs. p.	Co-operative Credit Society Rs. p.
				P. F. Subscription	V.P.F. Subscription	P.F. Advances Rs. p.	S.I.P.I.P. Rs. p.		
24	25	25a	26	27	28	29	30	31	32

Rent for quarters Rs. p.	Electric Energy Rs. p.	Other Deductions Rs. p.	Festival Advance Rs. p.	Salary Saving Scheme Rs. p.	Sport Club R. I. W.	Total Deductions Rs. p.	Actual Wages payable	Date on which overtime payment is made	Remarks
33	34	35	36	37	38	39	40	41	42

Sd/-

HANS RAJ CHHABRA

Deputy Secretary to the Govt. of India

No. S. 32014(3)/74-WE(MW)

New Delhi, the 9th May, 1975

Notification

S. O. — In exercise of the powers conferred by section 14B of the Employees' Provident Funds and Family Pension Fund Act, 1952 (19 of 1952), the Central Government hereby makes the following amendment in the notification of the Government of India, in the late Ministry of Labour and Rehabilitation (Department of Labour and Employment) No. S. O. 548(E) dated the 16th October, 1973, published in Part II, Section 3, sub-section (ii) of the Gazette of India Extraordinary dated the 17th October, 1973, namely: —

In the said notification, in the schedule, for items 1, 6, and 13 the following items shall be substituted, namely:

"1. The state of Andhra Pradesh and the Yanam area of the Union Territory of Pondicherry.

6. The State of Kerala, the Union territory of Lakshadweep and the Mahe area of the Union territory of Pondicherry.

13. The State of Tamil Nadu and the Union Territory of Pondicherry except the Mahe and Yanam areas of that Union territory".

(N. S. 35013/2/74-PF. II)

Sd/-

PARSAN CHANDRA

Under Secretary.

New Delhi, the 9th May, 1975

Notification

S. O. — In exercise of the powers conferred by section 14AC of the Employees' Provident Funds and Family Pension Fund Act, 1952 (19 of 1952), the Central Government hereby makes the following amendment in the notification of the Government of India, in the late Ministry of Labour and Rehabilitation (Department of Labour and Employment) No. S. O. 549(E) dated the 16th October, 1973, published in Part II, Section 3, sub-section (ii) of the Gazette of India Extraordinary dated the 17th October, 1973, namely: —

In the said notification, in the schedule, for items 1, 6, and 13 the following items shall be substituted, namely:

"1. The state of Andhra Pradesh and the Yanam area of the Union Territory of Pondicherry.

6. The State of Kerala, the Union territory of Lakshadweep and the Mahe area of the Union territory of Pondicherry.

13. The State of Tamil Nadu and the Union Territory of Pondicherry except the Mahe and Yanam areas of that Union territory".

(No. S. 35013/2/74-PF. II)

Sd/-

PARSAN CHANDRA

Under Secretary.

Notification

LD/2446/75

The following notifications received from the Government of India, Ministry of Home Affairs, New Delhi, are hereby published for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 16th July, 1975.

GOVERNMENT OF INDIA
(BHARAT SARKAR)

MINISTRY OF HOME AFFAIRS
(GRIH MANTRALAYA)

New Delhi, 112001, the 22nd March, 1975

Notification

G.S.R. 157(E) — The following Proclamation by the President is published for general information:—

Whereas, I, Fakhruddin Ali Ahmed, President of India, have received a report from the Governor of the State of Nagaland and after considering the report and other information received by me, I am satisfied that a situation has arisen in which the Government that State cannot be carried on in accordance with the provisions of the Constitution of India (hereinafter referred to as "the Constitution");

Now, I Therefore, in exercise of the powers conferred by article 356 of the Constitution and of all other powers enabling me in that behalf, I hereby proclaim that I;

(a) assume to myself as President of India all functions of the Government of the said State and all powers vested in or exercisable by the Governor of that State;

(b) declare that the powers of the Legislature of the said State shall be exercisable by or under the authority of Parliament; and

(c) make the following incidental and consequential provisions which appear to me to be necessary or desirable for giving effect to the objects of this proclamation, namely: —

(i) in the exercise of the functions and powers assumed to myself by virtue of clause (a) of this Proclamation as aforesaid, it shall be lawful for me as President of India to act to such extent as I think fit through the Governor of the said State:

(ii) the operation of the following provisions of the constitution in relation to that State is hereby suspended, namely: —

So much of the provision to article 3 as relates to the reference by the President of the Legislature of the State;

So much of clause (2) of article 151 as relates to the laying before the Legislature of the State of the Reports submitted to the Governor by the Comptroller and Auditor General of India:

articles 163 and 164;

So much of clause (3) of article 166 as relates to the allocation among the Ministers of the business of the Government of the State; articles 167 and 169;

Clause (1) of article 174; article 175, 176 and 177; clause (c) of article 179 and the first provision thereto;

article 181, 188, 193, 194, 196, 197 and 198;

Clause (3) and (4) of article 199, article 208 to 211 (both inclusive); the proviso to clause (1) and the proviso to clause (3) of article 213; and so much of clause (2) article 323 relates to the laying of the report with a memorandum before the Legislature of the State;

(iii) any reference in the Constitution to the Governor shall in relation to the said State be construed as a reference to the President and any reference therein to the Legislature of the State or the Houses thereof shall, in so far as it relates to the functions and powers thereof, be construed; unless the context otherwise requires, as a reference to Parliament, and in particular, the reference in article 213 to the Governor and to the Legislature of the State or the Houses thereof, shall be construed as references to the President and to Parliament or the Houses thereof respectively;

Provided that nothing herein shall affect the provisions of article 153, articles 155 to 159 (both inclusive) article 299 and article 361 and paragraphs 1 to 4 (both inclusive) of the Second Schedule or prevent the President from acting under sub-clause (i) of this clause to such extent as he thinks fit through the Governor of the said State;

(iv) any reference in the Constitution to Acts or laws of or made by the Legislature of the State shall be construed as including a reference to Acts or laws made, in exercise of the powers of the Legislature of the State by Parliament by virtue of this proclamation, or by the President or other authority referred to in sub-clause (a) of clause (1) of article 357 of the Constitution and so much of the General Clauses Act, 1897 (10 of 1837), as applies to State laws, shall have effect in relation to any such Act or law as if it were an Act of the Legislature of the State.

FAKHRUDDIN ALI AHMED
New Delhi *President.*
The 22nd March, 1975.

[No. F.V./11013/1/75-S&P(D.V.)]

New Delhi: N. K. MUKARJI
The 22nd March, 1975. Secretary.

Order

G.S.R. 158(E) — The following Order by the President is published for general information.

In pursuance of sub-clause (i) of clause (c) of the Proclamation issued on this the 22nd day of March, 1975, by me under article 356 of the Constitution of India, I hereby direct that all the functions of the Government of the State of Nagaland and all the powers vested in or exercisable by the Government of that State under the Constitution or under any law in force in that State; which have been assumed by the President by virtue of clause (a) of the said Proclamation, shall, subject to the Superintendence, direction and control of the President, be exercisable also by the Governor of the said State.

FAKHRUDDIN ALI AHMED
New Delhi: *President.*
The 22nd March, 1975.

[No. F.V./11013/75-S&P(D.V.)]

New Delhi: N. K. MUKARJI
The 22nd March, 1975. Secretary.

Notification

New Delhi, the 20th May, 1975

G.S.R. 286(E) — The following Order by the President is published for general information:

Order

I, Fakhruddin Ali Ahmed, President of India, by virtue and in the exercise of the power vested in me under article 274(2)(b) of the Constitution of India, read with the Proclamation, G.S.R. 157(E) dated March 22, 1975 issued by me under article 356 of the Constitution of India, do hereby dissolve the Nagaland Legislative Assembly with immediate effect.

FAKHRUDDIN ALI AHMED
President.

New Delhi:
The 20th May, 1975.

[No. F.V/11013/9/NL/75/S&P(DV)]

N. K. MUKARJI, Secy.

New Delhi:
The 20th May, 1975.

Notification

LD/2500/75

The following notifications received from the Government of India, Ministry of Home Affairs, New Delhi, are hereby published for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 16th July, 1975.

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

Orders

New Delhi, the 3rd July, 1975

S. O. 304(E). — Whereas the Central Government is satisfied with respect to the organisations specified in the Schedule below that they are organisations which are, and whose members and the persons in control whereof are, indulging in activities prejudicial to the internal security, the public safety and the maintenance of public order;

Now, therefore, in exercise of the powers conferred by sub-rule (1) of rule 33 of the Defence and Internal Security of India Rules, 1971, the Central Government hereby directs that the said rule shall apply to the organisations specified in the Schedule below.

THE SCHEDULE

1. Anand Marg
2. Proutist Forum of India
3. Proutist Block of India
4. Vishva Sankranti Seva also known as Volunteer Social Service
5. Sewa Dharm Mission
6. Education, Relief and Welfare Section
7. Pragatisheel Bhojpuri Samaj
8. Angika Samaj
9. Baghelkhand Samaj
10. Universal Proutist Labour Federation
11. Universal Proutist Students Federation
12. Renaissance Universal Club
13. Renaissance Artists and Writers Association
14. Anand Marg Universal Relief Team.

[No. II/16013/5/75-S&P(D. II).]

S. O. 305(E). — Whereas the Central Government is satisfied with respect to the organisations specified in the Schedule below that they are organisations which are and whose members and the persons in control whereof are, indulging in activities prejudicial to the internal security, the public safety and the maintenance of public order;

Now, therefore, in exercise of the powers conferred by sub-rule (1) of rule 33 of the Defence and Internal Security of India Rules, 1971, the Central Government hereby directs that the said rule shall apply to the organisations specified in the Schedule below.

THE SCHEDULE

1. Communist Party (Marxist-Leninist) (Charu Mazumdar Group — pro-Lin-Piao faction)
2. Communist Party (Marxist-Leninist) (Charu Mazumdar Group — anti-Lin-Piao faction)
3. United Communist Party (Marxist-Leninist) (S. N. Singh-Chandra Pulla Reddy Group)
4. The Andhra Pradesh Communist Committee (Revolutionaries) (T. Nagi Reddy Group)
5. Communist Party (Marxist-Leninist) (Suniti Ghosh-Sharma faction)
6. Eastern India Zonal Consolidation Committee of the Communist Party (Marxist-Leninist)
7. The Maoist Communist Centre
8. The Mukti Yudha Group
9. Unity Centre of Communist Revolutionaries of India (Marxist-Leninist)
10. Centre of Indian Communists

[No. II/16013/5/75-S&P(D. II).]

S.O. 306(E). — Whereas the Central Government is satisfied with respect to the organisation known as Rashtriya Swayam Sevak Sangh that it is an organisation which is, and whose members and the persons in control whereof are, indulging in activities prejudicial to the internal security, the public safety and the maintenance of public order;

Now, therefore, in exercise of the powers conferred by sub-rule (1) of rule 33 of the Defence and Internal Security of India Rules, 1971, the Central Government hereby directs that the said rule shall apply to the Rashtriya Swayam Sevak Sangh aforesaid.

[No. II/16013/5/75-S&P(D. II).]

S. O. 307(E). — Whereas the Central Government is satisfied with respect to the organisation known as Jamaat-e-Islami-e-Hind that it is an organisation which is, and whose members and the persons in control whereof are, indulging in activities prejudical to the internal security, the public safety and the maintenance of public order;

Now, therefore, in exercise of the powers conferred by sub-rule (1) of rule 33 of the Defence and Internal Security of India Rules, 1971, the Central Government hereby directs that the said rule shall apply to the Jamaat-e-Islami-e-Hind aforesaid.

[No. II/16013/5/75-S&P(D. II).]

By Order and in the name of the President.

C. V. NARASIMHAN, Jt. Secy.

Notification

New Delhi, the 1st July, 1975

G.S.R. 394(E). — In exercise of the powers conferred by section 3 of the Defence and Internal Security of India Act, 1971 (42 of 1971) and of all other powers enabling the Central Government in this behalf, the Central Government hereby makes the following rules further to amend the Defence of India Rules, 1971, namely: —

1. **Short title and commencement.** — (1) These rules may be called the Defence of India (Amendment) Rules, 1975.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. **Amendment of rule 1.**— In rule 1 of the Defence of India Rules, 1971 (hereinafter referred to as the said rules), in sub-rule (1), for the words "Defence of India Rules", the words "Defence and Internal Security of India Rules" shall be substituted.

3. **Insertion of new rule 1A.** — After rule 1 of the said rules, the following rules shall be inserted, namely: —

"1A — **Rules to apply also in relation to internal security.** — As from the commencement of the Defence of India (Amendment) Rules, 1975, the provisions of these rules shall, so far as may be, apply for the purpose of internal security as they apply for the other purposes of the Act and accordingly those provisions shall be construed, wherever necessary, as including also a reference to internal security.".

4. **Amendment of rule 2** — In rule 2 of the said rules, in clause (1), for the words "Defence of India Act", the words "Defence and Internal Security of India Act" shall be substituted.

5. **Amendment of rule 33.** — In sub-rule (1) of rule 33 of the said rules, —

(i) in clause (a), after the words "civil defence,". the words "the internal security,", shall be inserted;

(ii) in clause (b), after the words "territory thereof,", the words "the internal security, the public safety, the maintenance of public order or the maintenance of supplies and services essential to the life of the community" shall be inserted.

[No. II/16012/3/75-S&P(D.II)]

C. V. NARASIMHAN, Jt. Secy.

Notification

LD/2522/75-A

The following Orders which were recently issued by the Government of India are hereby re-published for general information of public.

M. S. Borkar, Under Secretary (Law).

Panaji, 18th July, 1975.

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

Order

New Delhi, the 6th July, 1975

S.O. 316(E). — In exercise of the powers conferred by sub-rule (1) of rule 48 of the Defence and Internal Security of India Rules, 1971, the Central Government hereby makes the following amendments in the Order No. S.O. 275(E) dated the 26th June, 1975, namely: —

AMENDMENTS

In the said Order, —

(a) in the Explanation, —

(i) for the words "means the Principal Information Officer", the words "means the Chief Censor to the Government of India" shall be substituted;

(ii) for the words "authorised in this behalf by the State Government", the words "authorised in this behalf by the Central Government or the State Government" shall be substituted;

(b) after the Explanation the following shall be inserted, namely: —

"(3) that the Chief Censor to the Government of India referred to in the Explanation above shall be the principal authority and all the other authorities referred to in that Explanation shall, in the discharge of their functions in pursuance of this Order, follow such principles or guidelines as the said Chief Censor or any officer of the Central Government authorised in this behalf by the said Chief Censor may, from time to time, require to be followed in this behalf".

By order and in the name of the President.

[No. II/14011/2/75-S&P(D.IV)]

C. V. NARASIMHAN, Jt. Secy.

Order

New Delhi, the 5th July, 1975

S.O. No. 315(E). — In exercise of the powers conferred by rule 4 of the Defence and Internal Security of India Rules, 1971, the Central Government hereby directs —

(a) that no power conferred upon the State Government by sub-rule (1) of rule 48 of the said rules, shall, with effect from the 14th day of July, 1975, be exercised, by any State Government or by any officer or authority authorised in that behalf by that State Government, except with the previous approval of the Central Government; and

(b) that no order made under the said rule 48 by any State Government or by any officer or authority authorised in that behalf by the State Government before the 15th day of July, 1975, shall be continued on or after that date except in accordance with such instructions as the Central Government may give to the State Government in this behalf.

By order and in the name of the President.

[No. II/14011/2/75-S&P(D.IV)]

C. V. NARASIMHAN, Jt. Secy.

Order

New Delhi, the 5th July, 1975

S.O. No. 314(E). — In pursuance of rule 21 of the Defence and Internal Security of India Rules, 1971 and in supersession of the Order of the Government of India in the Ministry of Home Affairs No. S.O. 280(E), dated 27th June, 1975, the Central Government hereby appoints the Chief Censor to the Government of India to be a censor for the purpose of the said Rules.

By order and in the name of the President.

[No. II/14011/2/75-S&P(D.IV)]

C. V. NARASIMHAN, Jt. Secy.

Notification

LD/2522/75-B

The following notification received from the Government of India, Ministry of Home Affairs, New Delhi, is hereby published for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 18th July, 1975.

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

Notification

New Delhi, the 6th July, 1975

G. S. R. 398(E). — In exercise of the powers conferred by Section 3 of the Defence and Internal Security of India Act, 1971, the Central Government hereby makes the following rules further to amend the Defence and Internal Security of India Rules, 1971, namely: —

1. (1) These rules may be called the Defence and Internal Security of India (Amendment) Rules, 1975.

(2) They shall come into force at once.

2. In rule 48 of the Defence and Internal Security of India Rules, 1971, after sub-rule (1), the following sub-rule shall be inserted, namely: —

"(1A) Where the Government making an order under sub-rule (1) considers it necessary to specify in such order more than one authority for the purposes of that order, it may specify in such order that one of such authorities shall be the principal authority and that the other authorities shall, in the discharge of their functions in pursuance of the order, follow such principles or guidelines as the principal authority or any such officer of that Government as may be authorised in this behalf by the principal authority may, from time to time, require to be followed in this behalf.

[No. II/16012/3/75-S&P(D.II)]

C. V. NARASIMHAN, Jt. Secy.

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